



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUL 20 2001
TECH CENTER 1600/2900
7/20/01

In re application of:

FOX *et al.*

Appl. No. 09/697,079

Filed: October 27, 2000

For: **Methods and Compositions for
Cloning Nucleic Acid Molecules**

Confirmation No.:

Art Unit: 1655

Examiner: Johannsen, D.

Atty. Docket: 0942.4460002/RWE/BJD

Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1)

Commissioner for Patents
Washington, D.C. 20231

Sir:

It is hereby requested that the period for replying to the outstanding Office Action be extended three months from April 18, 2001 to July 18, 2001, by the filing of this Petition and fee payment.

The petition fee (37 C.F.R. § 1.17(a)) is believed to be \$890.00 for a three month extension for a large entity. Fee payment is provided in our accompanying Check No. 31927. However, if extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this Petition is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.


Brian J. Del Buono
Attorney for Applicants
Registration No. 42,473

Date: July 18, 2001

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Suite 600
Washington, D.C. 20005-3934
(202) 371-2600

07/18/2001 31927 00000092 09597079

02 02/17 890.00 DP

FEE TRANSMITTAL for FY 2001				Complete if Known																																											
<div style="display: flex; align-items: center; justify-content: center;"><div style="border: 1px solid black; border-radius: 50%; padding: 10px; text-align: center; margin-right: 10px;">O I P E JUL 18 2001 PATENT & TRADEMARK OFFICE</div><div>FEE TRANSMITTAL for FY 2001 <small>Patent fees are subject to annual revision.</small></div></div>				Application Number	09/697,079																																										
				Filing Date	October 27, 2000																																										
				First Named Inventor	Fox et al.																																										
				Examiner Name	Johannsen, D.																																										
				Group Art Unit	1655																																										
TOTAL AMOUNT OF PAYMENT				(\$ 890.00)																																											
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METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)																																											
<div>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:</div> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"><div>Deposit Account Number: 19-0036</div><div>Deposit Account Name: Sterne, Kessler, Goldstein & Fox P.L.L.C.</div></div> <div><input type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17</div> <div><input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</div>				3. ADDITIONAL FEES																																											
				Large Entity Small Entity																																											
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<div>2. <input checked="" type="checkbox"/> Payment Enclosed:</div> <div><input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input checked="" type="checkbox"/> Other*</div> <div><small>*Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.</small></div>				105 130 205 65 Surcharge - late filing fee or oath																																											
				127 50 227 25 Surcharge - late provisional filing fee or cover sheet																																											
				139 130 139 130 Non-English specification																																											
				147 2,520 147 2,520 For filing a request for <i>ex parte</i> reexamination																																											
				112 920* 112 920* Requesting publication of SIR prior to Examiner action																																											
FEE CALCULATION				113 1,840* 113 1,840* Requesting publication of SIR after Examiner action																																											
				115 110 215 55 Extension for reply within first month																																											
				116 390 216 195 Extension for reply within second month																																											
				117 890 217 445 Extension for reply within third month																																											
				118 1,390 218 695 Extension for reply within fourth month																																											
<div>1. BASIC FILING FEE</div> <table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th>Large Fee Code</th><th>Entity Fee (\$)</th><th>Small Fee Code</th><th>Entity Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>101</td><td>710</td><td>201</td><td>355</td><td>Utility filing fee</td><td></td></tr><tr><td>106</td><td>320</td><td>206</td><td>160</td><td>Design filing fee</td><td></td></tr><tr><td>107</td><td>490</td><td>207</td><td>245</td><td>Plant filing fee</td><td></td></tr><tr><td>108</td><td>710</td><td>208</td><td>355</td><td>Reissue filing fee</td><td></td></tr><tr><td>114</td><td>150</td><td>214</td><td>75</td><td>Provisional filing fee</td><td></td></tr><tr><td colspan="6">SUBTOTAL (1) (\$)</td></tr></tbody></table>				Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	101	710	201	355	Utility filing fee		106	320	206	160	Design filing fee		107	490	207	245	Plant filing fee		108	710	208	355	Reissue filing fee		114	150	214	75	Provisional filing fee		SUBTOTAL (1) (\$)						128 1,890 228 945 Extension for reply within fifth month	
				Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid																																						
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119 310 219 155 Notice of Appeal																																															
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121 270 221 135 Request for oral hearing																																															
<div>2. EXTRA CLAIM FEES</div> <table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th>Large Fee Code</th><th>Entity Fee (\$)</th><th>Small Fee Code</th><th>Entity Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>103</td><td>18</td><td>203</td><td>9</td><td>Claims in excess of 20</td><td></td></tr><tr><td>102</td><td>80</td><td>202</td><td>40</td><td>Independent claims in excess of 3</td><td></td></tr><tr><td>104</td><td>270</td><td>204</td><td>135</td><td>Multiple dependent claim</td><td></td></tr><tr><td>108</td><td>80</td><td>209</td><td>40</td><td>**Reissue independent claims over original patent</td><td></td></tr><tr><td>110</td><td>18</td><td>210</td><td>9</td><td>**Reissue claims in excess of 20 and over original patent</td><td></td></tr><tr><td colspan="6">SUBTOTAL (2) (\$)</td></tr></tbody></table>				Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	103	18	203	9	Claims in excess of 20		102	80	202	40	Independent claims in excess of 3		104	270	204	135	Multiple dependent claim		108	80	209	40	**Reissue independent claims over original patent		110	18	210	9	**Reissue claims in excess of 20 and over original patent		SUBTOTAL (2) (\$)						138 1,510 138 1,510 Petition to institute a public use proceeding	
				Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid																																						
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SUBTOTAL (2) (\$)																																															
140 110 240 55 Petition to revive - unavoidable																																															
141 1,240 241 620 Petition to revive - unintentional																																															
142 1,240 242 620 Utility issue fee (or reissue)																																															
143 440 243 220 Design issue fee																																															
144 600 244 300 Plant issue fee																																															
122 130 122 130 Petitions to the Commissioner																																															
123 130 123 130 Petitions related to provisional applications																																															
126 180 126 180 Submission of Information Disclosure Stmt																																															
581 40 481 40 Recording each patent assignment per property (times number of properties)																																															
146 710 246 355 Filing a submission after final rejection (37 CFR 1.129(a))																																															
149 710 249 355 For each additional invention to be examined (37 CFR 1.129(b))																																															
179 710 279 355 Request for Continued Examination (RCE)																																															
169 900 169 900 Request for expedited examination of a design application																																															
<div>Other fee (specify):</div> <div>Other fee (specify):</div>				SUBTOTAL (3) (\$) 890.00																																											
<div>or number previously paid, if greater; For Reissues, see above</div> <div>*Reduced by Basic Filing Fee Paid</div>																																															
SUBMITTED BY				Complete (if applicable)																																											
Name (Print/Type)		Brian J. Del Buono		Registration No.	42,473																																										
Signature				Telephone	202-371-2600																																										
				Date	July 18, 2001																																										